IN THE HIGH COURT OF BOMBAY AT GOA.

APPEAL UNDER ARBITRATION ACT NO. 1 OF 2003.

State of Goa rep. by
the Executive Engineer,
Works Division XIV,
Water Resources Department,
Gogol, Margao-Goa. ... Appellant.

Versus

C.M.A. Khadar, P.W.D.
Contractor, A/3,
Surendra Building,
Khadpaband, Ponda. ... Respondent.

Mr. N.K. Sawaikar, Addl. Govt. Advocate for the Appellant.

Mr. S.D. Padiyar, Advocate for the Respondent.

Coram: P.V. HARDAS, J.

Date: 6th March 2003.

ORAL ORDER.

By consent of parties, this Appeal is taken up for final disposal at the stage of admission.

2. I have heard Mr. Sawaikar, learned Additional Government Advocate for the Appellant and Mr. Padiyar, learned counsel for the respondent.

3. This appeal arises from the Order, dated 7th March 2002, passed by the IInd Additional District Judge, South Goa, Margao, in Civil Miscellaneous Application No. 114 of 1998, by which the learned trial Court declined to condone the delay on the ground that the provisions of the Limitation Act would not apply to

the proceedings under the Arbitration and Conciliation Act, 1996.

4. The other connected Appeals which had arisen from this common Order came to be dismissed by this Court by Judgment, dated 26th September 2002, holding that Section 14 of the Limitation Act would not apply to the proceedings under Arbitration and Conciliation Act, 1996.

5. In view of this, the Appeal under Arbitration Act is dismissed with no order as to costs.

(P.V. HARDAS)
JUDGE.

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